ESS MAND CERTIFICATE

Label No I hereby certify that, on the date indicated above, this paper or fee was deposited with the U.S. Postal Service & that it was addressed for delivery to the Assistant Commissioner for Patents, Washington, DC 20231 by "Express Mail Post Office to

PLEASE CHARGE ANY DEFICIENCY UP TO \$300.00 OR CREDIT ANY EXCESS IN THE FEES DUE WITH THIS DOCU-MENT TO OUR DEPOSIT ACCOUNT NO. 04-0100

SEP 03 2002

**TECHNOLOGY CENTER R3700** 

Docket No.: 1780/0F908

Signature

Customer No.:

PATENT TRADEMARK OFFICE

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Michael Delk; Augustus Felix

Serial No.:

09/481,120

Art Unit:

3763

Confirmation No.: 5209

Filed:

January 11, 2000

Examiner:

Kevin C. Sirmons

For:

**ELECTRICALLY POWERED SURGICAL IRRIGATOR** 

NOTICE OF APPEAL FROM THE PRIMARY EXAMINER TO THE BOARD OF APPEALS

Hon. Commissioner of Patents and Trademarks Washington, DC 20231

Sir:

Applicant hereby appeals to the Board of Appeals from the decision dated May 31, 2002 of the Primary Examiner finally rejecting claims 12 and 13.

The item(s) checked below are applicable:

08/30/2002 AWDNDRF1 00000061 09481120

01 FC:119

320.00 OP

- An extension of time to respond to the final rejection is required: a petition and fee of \$ are enclosed.
- 2.  $[\sqrt{\ }]$  A timely response to the final rejection has been filed.
- 3. [ $\sqrt{\ }$ ] Fee \$320.00: [] Fee \$.00 (small entity):
  - [√] Enclosed
  - [] Not required (fee paid in prior appeal)
  - [1] Charge any deficiency to Deposit Account No. 04-0100

Respectfully submitted,

Dated: August 26, 2002

Michael J. Sweedler Reg. No. 19,937

Attorney for Applicant(s)

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